

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Daniel J. McGurran et al. Examiner: Ahmed, Sheeba
Serial No.: 09/872,532 JUN 19 2006 Group Art Unit: 1773
Filed: June 1, 2001 Docket: 56763US002 (M120.221.101)
Title: COLOR STABLE PIGMENTED POLYMERIC FILMS HAVING DYES FOR
COLOR ADJUSTMENT

DECLARATION OF DANIEL J. MCGURRAN UNDER 37 C.F.R § 1.132

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I, Daniel J. McGurran, hereby declare as follows:

1. I am a named inventor of the subject matter described and claimed in the above-identified U.S. Patent Application Serial No. 09/872,532, filed June 1, 2001.

2. I submit this Declaration in support of the patentability of the claims of U.S. Patent Application Serial No. 09/872,532.

3. This Declaration under 37 C.F.R. § 1.132 is made in Response to the Office Action mailed October 5, 2005 and in particular Paragraph 3 thereof in which the Examiner rejected claims 1, 2, 10, 11, 13-19, 21, 24, and 25 under 35 U.S.C. § 102(e) as anticipated by language of McGurran et al., U.S. Patent No. 6,569,517 ("McGurran") as specifically cited by the Examiner ("cited McGurran disclosure").

4. The language of McGurran cited by the Examiner is my own work. In particular, a color-tailorable polymeric optical body having a polymeric core including at least one layer of thermoplastic polymer material having dispersed therein a particulate pigment, and a metallic layer on the outer surface of the polymeric core, and the optical body having a* and b* values ranging from about -5 to 5 within the visible spectrum, where the core includes thermoplastic materials such as polyesters, and the particulate pigment has a mean diameter of 10 nm to 500 nm including carbon black pigment added in an amount between 0.01 to 1.0%, and pigments such as indanthrone, copper phthalocyanine, and cobalt aluminate can be used with the carbon

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black to decrease the b^* value of the polymeric core to produce a neutral grey optical body having an optical transmission from 1 to 95 percent and internal haze of less than 5 percent is my (Daniel J. McGurran's) own work.

5. I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title of the United States Code, and that such willful false statements may jeopardize the validity of the application or patent issued thereon.

Date: 1/05/2006

Daniel J. McGurran
Daniel J. McGurran